Rev. October 3, 2016

PLEA MINUTE SHEET

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO (AT ALBUQUERQUE)

CR 16-3487 JP	**UNITED STATES vs. HERRERA**

Before The Honorable Steven C. Yarbrough , United States Magistrate Judge

Hearing Date:	February 21, 2017	Time In and Out:	11:11 am-11:25 am		
Clerk:	Kim	Digital Recording:	ABQ-Rio Grande		
Defendant:	Ashley Herrera	Defendant's Counsel:	Sylvia Baiz		
AUSA:	Shana Long	Interpreter:	N/A	☐	Sworn
				☐	Waived

☒	Defendant Sworn	☐	First Appearance
☒	Consent to proceed before a magistrate judge executed with full knowledge of meaning and effect.		
☒	Deft acknowledges receipt of: **Indictment**		
☐	If Deft proceeding by way of information, Deft acknowledges right to an indictment and waives that right.		
☒	Terms and conditions of proposed plea agreement explained.	☒	Defendant indicates understanding of its terms.
☒	Factual predicate to sustain the plea provided.		
☒	Deft questioned re Deft's age, education, physical/mental condition, and whether under the influence of alcohol, drugs, or any medication. Deft advised of charge(s), penalties and possible consequences of the plea.		
☒	Deft advised of constitutional rights, loss of rights, and maximum possible penalties (including imprisonment, fine, supervised release, probation, SPA, restitution, and any forfeitures).		
☒	Deft questioned re time to consult with attorney and if satisfied with his or her representation.		
☒	Court finds Deft fully understands charge(s) and the consequences of entering a guilty plea to that charge (or those charges).		
☒	Deft pleads GUILTY to: **Indictment**		
☒	Allocution by Deft on elements of charge(s).		
☒	Court finds plea freely, voluntarily, and intelligently made; plea of guilty accepted.		
☒	Deft adjudged guilty.		
☒	Acceptance of plea agreement deferred until final disposition hearing by district judge.		
☒	Sentencing Date: **to be notified**		
☒	Defendant to Remain in Custody		
☐	Present conditions of release continued	☐	Conditions changed to:
☐	Penalty for failure to appear explained		
☒	Presentence Report Ordered	☐	Expedited (Type III)
	Other Matters: Defense counsel had client evaluaed and the defendant is competent to proceed with all hearings.		